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DOCKET: C2DIV001.14

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: ANGELO S. RESTIVO, SR.  
SERIAL NUMBER: 10/785,023  
FILED 2/25/2004  
EXAMINER: UNKNOWN  
ART UNIT: UNKNOWN  
FOR: PIPE TEMPERATURE CONTROL VALVE



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PRIOR ART CITATION TRANSMITTAL

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Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith are the following documents in furtherance of the above-identified application:

- ☒ Information Disclosure Form 1449
- ☐ Information Disclosure Statement re document relevancy
- ☒ Copies of Prior Art
- ☐ 37 C.F.R. 1.97 Statement
- ☐ Petition to Admit Prior Art Disclosure
- ☐ Check ☐ or Deposit Account Authorization in the amount of \$ ☐
- ☒ Authorization is granted to charge any deficient fees or credit any overpayment on this application to Deposit Account 50-0562.

Respectfully submitted,

Robert N. Blackmon  
Reg. No. 39,494  
Attorney for the Applicant

Merek, Blackmon & Voorhees, LLC  
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Alexandria, VA 22314  
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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope address to: Assistant Commissioner of Patents, Washington, D.C. 20231, on this \_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

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Robert N. Blackmon, Reg. No. 39,494



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IN THE APPLICATION OF:

APPLICANT : ANGELO S. RESTIVO, SR.

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THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS  
WASHINGTON, DC 20231

Sir:

**INFORMATION DISCLOSURE STATEMENT**  
**35 U.S.C. 56; 37 C.F.R. 1.97; 1.98**


Submitted herewith are copies of prior art domestic patents, foreign patents and/or publications identified and herein discussed. These are identified on the attached PTO-1449 form.

The advertisement appears to show a valve having a “thermostatic valve” which opens allowing water to flow if the temperature falls below 35F. However, it does not show a “bi-metallic” disk that springs from a discrete closed position to a discrete closed position for precise operation.

The discussion of these prior art patents and/or publications in the attached specification is believed to satisfy the duty to disclose requirements as set forth in the above identified statute and rules.

Dated: January 5, 2005

Merek, Blackmon & Voorhees, LLC  
673 S. Washington St.  
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Robert N. Blackmon  
Reg. No. 39,494  
Attorney for the Applicant

RNB:mb

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary)	ATTY. DOCKET NO. C2DIV001.14 /	SERIAL NO. 10/785,023
	APPLICANT Angelo S. Restivo, Sr.	
	FILING DATE 2/25/2004	GROUP UNKNOWN

### U.S. PATENT DOCUMENTS

Examiner Initials	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE if appropriate
AA.						
AB.						
AC.						
AD.						
AE.						
AF.						
AG.						
AH.						
AI.						
AJ.						

### FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation YES NO	
AK.							
AL.							
AM.							
AN.							
AO.							

### OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

AP.	Therm-Omega-Tech Freeze Protection Valve and Heat Protection valve printed from <a href="http://thermomegatech.com">http://thermomegatech.com</a> on January 5, 2005 (6 pages)		
AQ.	Installation and Maintenance Instructions allegedly printed July 1995. (2 pages)		
AR.			
<table border="1" style="width: 100%;"> <tr> <td style="width: 50%;">EXAMINER</td> <td style="width: 50%;">DATE CONSIDERED</td> </tr> </table>		EXAMINER	DATE CONSIDERED
EXAMINER	DATE CONSIDERED		

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.